



IAP7 Rec'd PCT/PTO 20 JUN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: FRENKEL, Avraham EXAMINER: Not yet assigned  
SERIAL NO.: 10/565,962 GROUP ART UNIT: Not yet assigned  
FILED: January 26, 2006 ATTORNEY DOCKET No.: P-8510-US  
FOR: PHOTONIC BAND GAP MICRO-RESONATOR DEVICE AND METHOD

Mail Stop Missing Parts  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Sir:

In response to the Notice to File Missing Parts of Application under 37 CFR 1.53(b), mailed May 5, 2006 (a copy of which is enclosed), Applicant submits herewith the following:

1.  an executed Declaration and Power of Attorney making reference to the above-identified application, and in compliance with 37 C.F.R. 1.63;
2.  Applicant(s) Claim Small Entity Status; and
3.  a Preliminary Amendment.

A response is due July 5, 2006. Accordingly, this response is being timely filed.

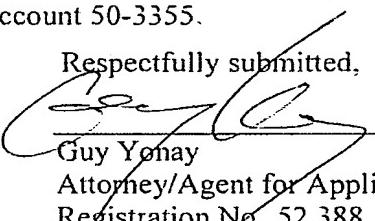
The Patent Office is hereby authorized to charge Deposit Account 50-3355 in the amount of \$65.00, covering the following:

APPLICANTS: FRENKEL, Avraham  
 SERIAL NO: 10/565,962  
 FILED: January 26, 2006  
 Page 2

FEE CALCULATION					
<b>1. BASIC FILING FEE</b>					
Filing Date BEFORE December 8, 2004		Filing Date ON/AFTER December 8, 2004			
Utility	Large Entity Fee	Small Entity Fee	Large Entity Fee	Small Entity Fee	0
	\$790	\$395	\$1000	\$500	
Provisional	\$160	\$80	\$200	\$100	0
Application Size Fee (over 100 pages, per 50)			\$250	\$125	0
<b>2. EXTRA CLAIM FEES</b>					
Total Claims		-20 =		x \$50	=
Independent Claims		- 3 =		x \$200	=
Multiple Dependent				x \$360	=
Large Entity Fee	Small Entity Fee	Fee Description			
\$50	\$25	Claims in excess of 20			
\$200	\$100	Independent claims in excess of 3			
\$380	\$180	Multiple dependent claim, if not paid			
<b>3. Fee for Petition for Extension of Time</b>					
Large Entity Fee	Small Entity Fee				
\$120	\$60	Extension for reply within first Month			
\$450	\$225	Extension for reply within second Month			
\$1,020	\$510	Extension for reply within third Month			
\$1,590	\$795	Extension for reply within fourth Month			
<b>4. Surcharge Fee Under 37 CFR 1.16(f) or 1.492(e)</b>					
Large Entity Fee	Small Entity Fee				
Utility	\$130	\$65	\$65		
<b>5. Surcharge Fee Under 37 CFR 1.16(l)</b>					
Large Entity Fee	Small Entity Fee				
Provisional	\$50	\$25	0		
<b>TOTAL (all columns)</b>					<b>\$65</b>

If any additional fee is required, the undersigned hereby authorizes the Patent Office to charge such additional fee to Deposit Account 50-3355.

Respectfully submitted,



Guy Yonay  
 Attorney/Agent for Applicant  
 Registration No. 52,388

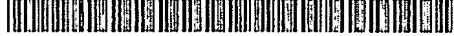
Dated: June 20, 2006

Pearl Cohen Zedek Latzer LLP.  
 1500 Broadway, 12th Floor  
 New York, New York 10036  
 Tel: (646) 878-0800  
 Fax: (646) 878-0801



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/565,962	Avraham Frenkel	P8510US
		INTERNATIONAL APPLICATION NO.
		PCT/IL04/00683
49443 PEARL COHEN ZEDEK, LLP 1500 BROADWAY 12TH FLOOR NEW YORK, NY 10036		I.A. FILING DATE      PRIORITY DATE
		07/26/2004      07/31/2003
<b>Received</b> 10 MAY 2006 Pearl Cohen Zedek Latzer		
CONFIRMATION NO. 8459		
371 FORMALITIES LETTER		
 *OC000000018686003*		

Date Mailed: 05/05/2006

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 01/26/2006
- Copy of the International Search Report filed on 01/26/2006
- Preliminary Amendments filed on 01/26/2006
- Information Disclosure Statements filed on 01/26/2006
- Oath or Declaration filed on 01/26/2006
- Small Entity Statement filed on 01/26/2006
- Request for Immediate Examination filed on 01/26/2006
- U.S. Basic National Fees filed on 01/26/2006
- Priority Documents filed on 01/26/2006
- Specification filed on 01/26/2006
- Claims filed on 01/26/2006
- Abstracts filed on 01/26/2006
- Drawings filed on 01/26/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$65** for a Small Entity:

- **\$65 Surcharge.**

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

---

Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/565,962	PCT/IL04/00683	P8510US

FORM PCT/DO/EO/905 (371 Formalities Notice)